

NO. 72168

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office IAN 27 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed NOV 13 2002 under 69124

The applicant **Todd James O'Banion**, hereby makes application for permission to change the **point of diversion, and place of use of a portion** of water heretofore appropriated under **Permit No. 64961**

1. The source of water is **Underground**
2. The amount of water to be changed **11.92 AFA**
3. The water to be used for **Irrigation and Domestic**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, T10N, R24E, MDM, or at a point from which the SE corner of said Section 21, bears S 73 36' 38" E a distance of 1063.20 feet. Refer to supporting map under Application No. 69124**
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, T9N, R24E, MDM, or at a point from which the W $\frac{1}{4}$ corner of said Section 8, bears N 80° 08' 57" W, a distance of 2016.3 feet.**
7. Proposed place of use **SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, T10N, R24E, MDM. Refer to Supporting Map filed under Application No. 69124.**
8. Existing place of use **E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, of Section 8, T9N, R24E, MDM Refer to Supporting Map under Permit No. 64961.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Water will be diverted by a drilled and cased well equipped with motor and pumped to an irrigation system.**
12. Estimated cost of works **\$30,000.00**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **6 years**

15. Remarks:

By s/ **Michael D Buschelman**
Michael D. Buschelman
Post Office Box 51371
Sparks, Nevada 89435

Compared gkl/sc lb/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 64961 is issued subject to the terms and conditions imposed in said Permit 64961 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 68151 and 72168 shall not exceed 24.46 acre-feet per year.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0165 cubic feet per second, or 11.92 acre-feet per season, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

May 26, 2007

Proof of completion of work shall be filed before:

June 26, 2007

Water must be placed to beneficial use on or before:

May 26, 2009

Proof of the application of water to beneficial use shall be filed on or before:

June 26, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 26th day of May, A.D. 2006



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____